

Senate File 339 - Enrolled

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SENATE FILE 339

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1 3 AN ACT
1 4 RELATING TO REGIONAL TRANSIT DISTRICTS.
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1 6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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1 8 Section 1. Section 28M.3, unnumbered paragraph 2, Code
1 9 2005, is amended to read as follows:
1 10 The commission appointed pursuant to section 28M.4 shall
1 11 have and may exercise all powers of the board of supervisors
1 12 in management and administration of the regional transit
1 13 district as if it were was a board of supervisors and as if
1 14 the regional transit district was a county enterprise under
1 15 sections 331.462 through 331.469.
1 16 Sec. 2. Section 28M.4, subsection 1, Code 2005, is amended
1 17 to read as follows:
1 18 1. The governing bodies of counties and cities
1 19 participating in a regional transit district shall appoint a
1 20 commission to manage and administer the regional transit
1 21 district. Commission Unless otherwise provided in the chapter
1 22 28E agreement, commission members shall serve for staggered
1 23 six-year terms. The agreement creating the regional transit
1 24 district shall set the compensation of commission members.
1 25 Sec. 3. Section 28M.5, Code 2005, is amended to read as
1 26 follows:
1 27 28M.5 REGIONAL TRANSIT DISTRICT LEVY.
1 28 1. The commission, with the approval of the board of
1 29 supervisors of participating counties and the city council of
1 30 participating cities in the chapter 28E agreement, may levy
1 31 annually a tax not to exceed ninety-five cents per thousand
1 32 dollars of the assessed value of all taxable property in a
1 33 regional transit district to the extent provided in this
1 34 section. The chapter 28E agreement may authorize the
1 35 commission to levy the tax at different rates within the
2 1 participating cities and counties in amounts sufficient to
2 2 meet the revenue responsibilities of such cities and counties
2 3 as allocated in the budget adopted by the commission.
2 4 However, for a city participating in a regional transit
2 5 district, the total of all the tax levies imposed in the city
2 6 pursuant to section 384.12, subsection 10, and this section
2 7 shall not exceed the aggregate of ninety-five cents per
2 8 thousand dollars of the assessed value of all taxable property
2 9 in the participating city.
2 10 2. The If a regional transit district budget allocates
2 11 revenue responsibilities to the board of supervisors of a
2 12 participating county, the amount of the regional transit
2 13 district levy that is the responsibility of a the
2 14 participating county shall be deducted from the maximum rates
2 15 of taxes authorized to be levied by the county pursuant to
2 16 section 331.423, subsections 1 and 2, as applicable, unless
2 17 the county meets its revenue responsibilities as allocated in
2 18 the budget from other available revenue sources. However, for
2 19 a regional transit district that includes a county with a
2 20 population of less than three hundred thousand, the amount of
2 21 the regional transit district levy that is the responsibility
2 22 of a such participating county shall be deducted from the
2 23 maximum rate of taxes authorized to be levied by the county
2 24 pursuant to section 331.423, subsection 1.
2 25 3. The regional transit district tax levy imposed in a
2 26 participating city located in a nonparticipating contiguous
2 27 county shall, when collected, be paid to the county treasurer
2 28 of the participating county.
2 29 ~~2-~~ 4. The proceeds of the tax levy shall be used for the
2 30 operation and maintenance of a regional transit district, for
2 31 payment of debt obligations of the district, and for the
2 32 creation of a reserve fund. The commission may divide the
2 33 territory of a regional transit district outside the
2 34 boundaries of a city into separate service areas and impose a
2 35 regional transit district levy not to exceed the maximum rate
3 1 authorized by this section in each service area.
3 2 Sec. 4. NEW SECTION. 28M.6 EFFECT OF AGREEMENT ON COUNTY
3 3 DUTY TO PROVIDE TRANSIT SERVICES.
3 4 Notwithstanding any provision of this chapter to the
3 5 contrary, a county that enters into a chapter 28E agreement to

3 6 create a regional transit district under this chapter, does
3 7 not, by virtue of such agreement, create a duty on the part of
3 8 the county to provide transit services to any area of the
3 9 county.

3 10 Sec. 5. Section 331.461, subsection 2, paragraph h, Code
3 11 2005, is amended by striking the paragraph.

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JOHN P. KIBBIE
President of the Senate

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CHRISTOPHER C. RANTS
Speaker of the House

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3 23 I hereby certify that this bill originated in the Senate and
3 24 is known as Senate File 339, Eighty-first General Assembly.

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MICHAEL E. MARSHALL
Secretary of the Senate

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3 30 Approved _____, 2005

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THOMAS J. VILSACK
Governor